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APPLICATION NO.	FII	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/667,088	0	9/18/2003	Hans Iding	21823 US	8434	
151	7590	08/18/2005		EXAMINER		
		OCHE INC.	MORRIS, PATRICIA L			
PATENT LA 340 KINGSI				ART UNIT PAPER NUMBER		
NUTLEY, 1	NUTLEY, NJ 07110			1625		
				DATE MAILED: 08/18/200:	5	

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action					
Before the	Filing of	an Appeal	Brief		

Application No.	Applicant(s)	
10/667,088	IDING ET AL.	
Examiner	Art Unit	
Patricia L. Morris	1625	

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Before the Filing of an Appeal Brief	Examiner	Art Unit						
	Patricia L. Morris	1625						
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence add	ress					
THE REPLY FILED <u>08 August 2005</u> FAILS TO PLACE THIS A	PPLICATION IN CONDITION FOR	R ALLOWANCE.						
The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:								
- ' - - ' - ' - ' - ' - ' ' - ' ' - ' ' - ' - ' - ' - ' - ' ' - ') X The period for reply expires <u>3 months from the mailing</u> date of the final rejection.							
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).								
Extensions of time may be obtained under 37 CFR 1.136(a). The date on peen filed is the date for purposes of determining the period of extension a CFR 1.17(a) is calculated from: (1) the expiration date of the shortened stabove, if checked. Any reply received by the Office later than three months partned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	which the petition under 37 CFR 1.136(a nd the corresponding amount of the fee. atutory period for reply originally set in the	The appropriate extension final Office action; or (2)	on fee under 37 as set forth in (b)					
2. The Notice of Appeal was filed on A brief in composition of filing the Notice of Appeal (37 CFR 41.37(a)), or any e Since a Notice of Appeal has been filed, any reply must be a since of Appeal has been filed.	xtension thereof (37 CFR 41.37(e))), to avoid dismissal o	of the appeal.					
AMENDMENTS								
 The proposed amendment(s) filed after a final rejection, (a) They raise new issues that would require further co (b) They raise the issue of new matter (see NOTE below) 	nsideration and/or search (see NO w);	TE below);						
(c) ☑ They are not deemed to place the application in bef appeal; and/or	tter form for appeal by materially re	educing or simplifying	the issues for					
(d) ☐ They present additional claims without canceling a NOTE: (See 37 CFR 1.116 and 41.33(a)).		jected claims.						
4. The amendments are not in compliance with 37 CFR 1.1		nmnliant Amendment	(PTOL-324)					
5. Applicant's reply has overcome the following rejection(s		ompliant Amendment	(FTOL-324).					
6. Newly proposed or amended claim(s) would be a the non-allowable claim(s).		, timely filed amendm	nent canceling					
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro		ill be entered and an	explanation of					
The status of the claim(s) is (or will be) as follows:	• •							
Claim(s) allowed: Claim(s) objected to:								
Claim(s) rejected: <u>1-3 and 5-49.</u> Claim(s) withdrawn from consideration: <u>50-53.</u>								
AFFIDAVIT OR OTHER EVIDENCE								
3. The affidavit or other evidence filed after a final action, be because applicant failed to provide a showing of good an and was not earlier presented. See 37 CFR 1.116(e).	ut before or on the date of filing a N d sufficient reasons why the affida	Notice of Appeal will <u>r</u> vit or other evidence i	not be entered is necessary					
The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to of showing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under appe y and was not earlier presented. S	al and/or appellant fa See 37 CFR 41.33(d)(ils to provide a 1).					
10. The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER		-						
1. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: <u>See Continuation Sheet.</u>								
2. Note the attached Information Disclosure Statement(s).	(PTO/SB/08 or PTO-1449) Paper	No(s).	7/					
13.		Patricia L. Morris Primary Examiner	Rein					
	\mathcal{I}	Art Unit: 1625						

Continuation of 11. does NOT place the application in condition for allowance because: for the reasons clearly set forth in the record. A TERMINAL DISCLAIMER IS REQUIRED.

Further, the amendment introduces new 112 rejections. Claim 3 now depends on a cancelled claim.